

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

LEON STAMBLER,

Plaintiff,

v.

FISERV, INC. and CHECKFREE  
CORPORATION,

Defendants.

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CIVIL ACTION NO. 2:08-cv-283

**JURY TRIAL DEMANDED**

**STIPULATION OF DISMISSAL WITH PREJUDICE AS TO DEFENDANTS  
FISERV, INC. AND CHECKFREE CORPORATION**

Pursuant to Fed. R. Civ. 41(a)(2) and (c), Plaintiff Leon Stambler (“Plaintiff”) and Defendants Fiserv, Inc. and CheckFree Corporation hereby stipulate that all claims and causes of action asserted by Plaintiff against Defendants Fiserv, Inc. and CheckFree Corporation, and all claims and causes of action asserted by Defendants Fiserv, Inc. and CheckFree Corporation against Plaintiff in the above-entitled and numbered action be, and hereby are, dismissed with prejudice to re-filing same. A proposed order is attached as Exhibit A. Each party shall bear its own costs and attorneys’ fees.

**DATED: October 27, 2009.**

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**ATTORNEYS FOR DEFENDANTS  
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### **CERTIFICATE OF SERVICE**

I hereby certify that on the 27<sup>th</sup> day of October 2009, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, Marshall Division, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Brent N. Bumgardner